UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

Plaintiff,

XL SPECIALTY INSURANCE COMPANY



Rule 7.1 Statement

-V-

JOHN D. AGOGLIA, et al.

Defendant.

Pursuant to Federal Rule of Civil Procedure 7.1 [formerly Local General Rule 1.9] and to enable District Judges and Magistrate Judges of the Court to evaluate possible disqualification or recusal, the undersigned counsel for

XL SPECIALTY INSURANCE COMPANY

(a private non-governmental party)

certifies that the following are corporate parents, affiliates and/or subsidiaries of said party, which are publicly held.

XL Capital Ltd., which is organized under the laws of the Cayman slands and Asia Stock Exchange (Symbol: XL)

Date:

4/22/2008

Signature of Attorney

Attorney Bar Code: JS-8944